

COMMITTEE REPORT

MR. PRESIDENT:

The Senate Committee on Environmental Affairs, to which was referred Senate Bill No. 283, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

1 Page 1, line 9, delete "The" and insert "**Not later than one hundred**
2 **twenty (120) days after the effective date of the withdrawal or**
3 **removal, the**".

4 Page 4, line 6, strike "may" and insert "**shall, not more than sixty**
5 **(60) days after the date the state examiner issues a report under**
6 **IC 5-11-1-9.7(b) with respect to the withdrawal or removal,**".

7 Page 4, line 23, after "held" insert ", **not later than forty-five (45)**
8 **days after the date the tentative agreement is reached,**".

9 Page 4, line 30, after "agreement." insert "**Each of the county**
10 **executives may hold a public meeting required under this section**
11 **individually or jointly with one (1) or more other county**
12 **executives, the board of the joint district, or both. The board of the**
13 **joint district may hold a public meeting required under this section**
14 **individually or jointly with one (1) or more county executives.**".

15 Page 7, after line 42, begin a new paragraph and insert:

16 "**(i) With respect to a joint district that consists of only two (2)**
17 **counties, if the county other than the county that withdraws from**
18 **the joint district designates itself as a county district, the board**
19 **appointed for the new county district under IC 13-21-3-4 shall file**
20 **a district plan with the commissioner not later than one (1) year**
21 **after the date the resolution adopted under IC 13-21-4-2 for the**

1 withdrawal from the joint district takes effect. The district plan of
 2 the joint district continues to serve as the plan for the new county
 3 district to the extent the terms of the plan apply to the new county
 4 district until the plan of the new county district is approved under
 5 this chapter. If the board fails to file the district plan with the
 6 commissioner not later than one (1) year after the effective date of
 7 the resolution, the commissioner may adopt a district plan for the
 8 new county district."

9 Page 8, between lines 2 and 3, begin a new paragraph and insert:

10 "SECTION 10. [EFFECTIVE UPON PASSAGE] (a) Except as
 11 provided in this SECTION, IC 13-21-4 and IC 13-21-5, both as in
 12 effect before the effective date of this act, apply to all solid waste
 13 management district withdrawal, withdrawal and dissolution, or
 14 removal proceedings of all counties that comprise a solid waste
 15 management district if:

16 (1) a county has, by adoption of a resolution by the county
 17 executive before the effective date of this act, determined to:

18 (A) withdraw from a joint solid waste management district
 19 consisting of more than two (2) counties under
 20 IC 13-21-4-2(a); or

21 (B) withdraw from and dissolve a joint solid waste
 22 management district consisting of only two (2) counties
 23 under IC 13-21-4-2(b); or

24 (2) two (2) or more counties that are part of a joint solid waste
 25 management district have, by adoption of a resolution by the
 26 executives of each county before the effective date of this act,
 27 determined to remove a county from the joint district under
 28 IC 13-21-4-2(c).

29 (b) A county referred to in subsection (a)(1) may, by adoption
 30 of a resolution by the county executive before May 1, 2002, make
 31 an election to proceed with the withdrawal or the withdrawal and
 32 dissolution under IC 13-21-4 and IC 13-21-5, both as amended by
 33 this act. After a county makes an election under this subsection to
 34 proceed under IC 13-21-4 and IC 13-21-5, both as amended by this
 35 act, all counties that comprise the solid waste management district
 36 shall proceed with the withdrawal or the withdrawal and
 37 dissolution under IC 13-21-4 and IC 13-21-5, both as amended by
 38 this act.

39 (c) Two (2) or more counties referred to in subsection (a)(2)
 40 may, by adoption of a resolution by the executives of each county
 41 before May 1, 2002, make an election to proceed with the removal
 42 under IC 13-21-4 and IC 13-21-5, both as amended by this act.

1 **After a county makes an election under this subsection to proceed**
2 **under IC 13-21-4 and IC 13-21-5, both as amended by this act, all**
3 **counties that comprise the solid waste management district shall**
4 **proceed with the removal under IC 13-21-4 and IC 13-21-5, both**
5 **as amended by this act.**

6 **(d) This SECTION expires January 1, 2004."**

7 Renumber all SECTIONS consecutively.

(Reference is to SB 283 as introduced.)

and when so amended that said bill do pass .

Committee Vote: Yeas 8, Nays 1.

Senator Gard, Chairperson